

106TH CONGRESS
1ST SESSION

S. 1769

AMENDMENTS

In the House of Representatives, U. S.,

November 18, 1999.

Resolved, That the bill from the Senate (S. 1769) entitled “An Act to continue the reporting requirements of section 2519 of title 18, United States Code, beyond December 21, 1999, and for other purposes”, do pass with the following

AMENDMENTS:

Strike out all after the enacting clause and insert:

1 ***SECTION 1. EXEMPTION OF CERTAIN REPORTS FROM***
2 ***AUTOMATIC ELIMINATION AND SUNSET.***

3 *Section 3003(a)(1) of the Federal Reports Elimination*
4 *and Sunset Act of 1995 (31 U.S.C. 1113 note) does not*
5 *apply to any report required to be submitted under any*
6 *of the following provisions of law:*

7 (1) *The following sections of title 18, United*
8 *States Code: sections 2519(3), 2709(e), 3126, and*
9 *3525(b).*

10 (2) *The following sections of title 28, United*
11 *States Code: sections 522, 524(c)(6), 529, 589a(d),*
12 *and 594.*

13 (3) *Section 3718(c) of title 31, United States*
14 *Code.*

1 (4) *Section 9 of the Child Protection Act of 1984*
2 (28 U.S.C. 522 note).

3 (5) *Section 8 of the Civil Rights of Institutional-*
4 *ized Persons Act (42 U.S.C. 1997f).*

5 (6) *The following provisions of the Omnibus*
6 *Crime Control and Safe Streets Act of 1968: sections*
7 *102(b) (42 U.S.C. 3712(b)), 520 (42 U.S.C. 3766),*
8 *522 (42 U.S.C. 3766b), and 810 (42 U.S.C. 3789e).*

9 (7) *The following provisions of the Immigration*
10 *and Nationality Act: sections 103 (8 U.S.C. 1103),*
11 *207(c)(3) (8 U.S.C. 1157(c)(3)), 412(b) (8 U.S.C.*
12 *1522(b)), and 413 (8 U.S.C. 1523), and subsections*
13 *(h), (l), (o), (q), and (r) of section 286 (8 U.S.C.*
14 *1356).*

15 (8) *Section 3 of the International Claims Settle-*
16 *ment Act of 1949 (22 U.S.C. 1622).*

17 (9) *Section 9 of the War Claims Act of 1948 (50*
18 *U.S.C. App. 2008).*

19 (10) *Section 13(c) of the Act of September 11,*
20 *1957 (8 U.S.C. 1255b(c)).*

21 (11) *Section 203(b) of the Aleutian and Pribilof*
22 *Islands Restitution Act (50 U.S.C. App. 1989c-2(b)).*

23 (12) *Section 801(e) of the Immigration Act of*
24 *1990 (29 U.S.C. 2920(e)).*

1 (13) *Section 401 of the Immigration Reform and*
2 *Control Act of 1986 (8 U.S.C. 1364).*

3 (14) *Section 707 of the Equal Credit Oppor-*
4 *tunity Act (15 U.S.C. 1691f).*

5 (15) *Section 201(b) of the Privacy Protection Act*
6 *of 1980 (42 U.S.C. 2000aa-11(b)).*

7 (16) *Section 609U of the Justice Assistance Act*
8 *of 1984 (42 U.S.C. 10509).*

9 (17) *Section 13(a) of the Classified Information*
10 *Procedures Act (18 U.S.C. App.).*

11 (18) *Section 1004 of the Civil Rights Act of*
12 *1964(42 U.S.C. 2000g-3).*

13 (19) *Section 1114 of the Right to Financial Pri-*
14 *vacy Act of 1978 (12 U.S.C. 3414).*

15 (20) *Section 11 of the Foreign Agents Registra-*
16 *tion Act of 1938 (22 U.S.C. 621).*

17 (21) *The following provisions of the Foreign In-*
18 *telligence Surveillance Act of 1978: sections 107 (50*
19 *U.S.C. 1807) and 108 (50 U.S.C. 1808).*

20 (22) *Section 102(b)(5) of the Department of Jus-*
21 *tice and Related Agencies Appropriations Act, 1993*
22 *(28 U.S.C. 533 note).*

23 **SEC. 2. ENCRYPTION REPORTING REQUIREMENTS.**

24 (a) *Section 2519(2)(b) of title 18, United States Code,*
25 *is amended by striking “and (iv)” and inserting “(iv) the*

1 *number of orders in which encryption was encountered and*
 2 *whether such encryption prevented law enforcement from*
 3 *obtaining the plain text of communications intercepted pur-*
 4 *suant to such order, and (v)”.*

5 *(b) The encryption reporting requirement in subsection*
 6 *(a) shall be effective for the report transmitted by the Direc-*
 7 *tor of the Administrative Office of the Courts for calendar*
 8 *year 2000 and in subsequent reports.*

9 **SEC. 3. REPORTS CONCERNING PEN REGISTERS AND TRAP**
 10 **AND TRACE DEVICES.**

11 *Section 3126 of title 18, United States Code, is amend-*
 12 *ed by striking the period and inserting “, which report shall*
 13 *include information concerning—*

14 *“(1) the period of interceptions authorized by the*
 15 *order, and the number and duration of any extensions*
 16 *of the order;*

17 *“(2) the offense specified in the order or applica-*
 18 *tion, or extension of an order;*

19 *“(3) the number of investigations involved;*

20 *“(4) the number and nature of the facilities af-*
 21 *ected; and*

22 *“(5) the identity, including district, of the ap-*
 23 *plying investigative or law enforcement agency mak-*
 24 *ing the application and the person authorizing the*
 25 *order.”.*

Amend the title so as to read “An Act to exempt certain reports from automatic elimination and sunset pursuant to the Federal Reports Elimination and Sunset Act of 1995, and for other purposes.”.

Attest:

Clerk.